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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

FILED
IN CLERK'S OFFICE
U.S. DISTRICT COURT E.D.N.Y.

DEC 15 2014

LONG ISLAND OFFICE

PATRICIA FELDMAN, NEREIDA AGUILERA,
MAIRA HENRIQUEZ, JACQUILENE ABREU,
individually and on behalf of those individuals
similarly situated,

Plaintiffs,

Case No.: 14-cv-4600 (LDW) (ARL)

-against-

TACO BELL CORP., TACO BELL OF
AMERICA, LLC and YUM! BRANDS, INC.,

Defendants.

STIPULATION AND ORDER OF FINAL DISMISSAL WITH PREJUDICE

WHEREAS, this Stipulation and Order of Final Dismissal with Prejudice ("Stipulation") is entered into between Named Plaintiffs Patricia Feldman, Jacquiline Abreu, Maira Henriquez, Nereida Aguilera ("Named Plaintiffs") and Opt-in Plaintiff Maria Garcia ("Opt-In Plaintiff") ("Named Plaintiffs" and "Opt-in Plaintiff" collectively hereinafter "Plaintiffs") and Taco Bell Corp., Taco Bell of America, LLC and Yum! Brands, Inc. (hereinafter "Defendants") ("Plaintiffs" and "Defendants" collectively hereinafter "Parties"), by and through their undersigned counsel of record; and

WHEREAS, the Named Plaintiffs commenced this action on or about August 1, 2014 on behalf of themselves and all other employees they claim are similarly situated, seeking damages for alleged unpaid minimum wage and overtime pursuant to the Fair Labor Standards Act ("FLSA") and New York Labor Law ("NYLL"), alleged failure to pay spread of hours pay, illegal deductions from pay, failure to provide break time and failure to pay earned wages in

violation of the NYLL, and common law breach of contract, conversion, unjust enrichment and quantum meruit claims; and

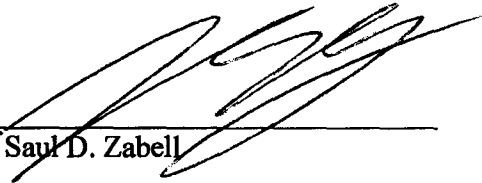
WHEREAS Opt-in Plaintiff Maria Garcia filed a consent to join the lawsuit as a party plaintiff on or about August 21, 2014; and

WHEREAS the Parties understand and agree that Defendants deny each and every allegation of wrongdoing asserted in this litigation, including, but not limited to, all such allegations contained in Plaintiffs' Complaint, and in any other papers filed or served by Plaintiffs or on Plaintiffs' behalf in the above-captioned action;

WHEREAS the Parties exchanged relevant documents, deliberated over the claims and defenses in the case, engaged in good-faith, arms-length negotiations and believe the terms of the Negotiated Settlement Agreement & General Release constitute a full and fair settlement of the claims raised by Plaintiffs in this lawsuit or that could have been raised by Plaintiffs in this lawsuit, taking into account the allegations asserted by Plaintiffs, the relevant documents and the defenses asserted by Defendants and that Plaintiffs have not compromised their claims;

This Court, having considered the foregoing, IT IS HEREBY ORDERED, that the above-captioned action is hereby dismissed in its entirety (including all FLSA and NYLL claims), with prejudice, and with no award of attorneys' fees or costs by the Court to any party.

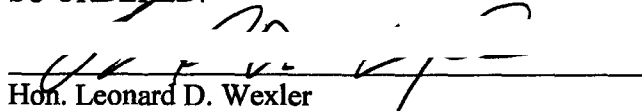
The Clerk of the Court shall close this case.

By: 
Saul D. Zabell

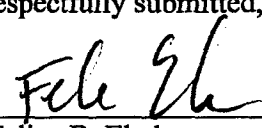
Attorneys for Plaintiffs
ZABELL & ASSOCIATES, P.C.
1 Corporate Drive, Suite 103
Bohemia, New York 11716
(631) 589-7242

Date: 12-6-14, 2014

SO ORDERED:


Hon. Leonard D. Wexler

Dated: December 15, 2014
Central Islip, New York

Respectfully submitted,
By: 
Felice B. Ekelman
Wendy J. Mellk
Douglas J. Klein
Attorneys for Defendants
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Date: 12/9, 2014